

10/584869

AP20 Rec'd PCT/PTO 29 JUN 2006

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Thomas KOTHE and
Max OPPLIGER Docket No.: COZ-0535

International Appln No.: PCT/EP2004/013737 International Filing Date: 3 December 2004
Priority Date: 26 January 2004

Serial No: New U.S. National Phase Application Examiner: N/A
Submitted: June 30, 2006 Group Art Unit: N/A

For: Settable Mixture Containing Lime, A Cementitious Composition a Polymer

**Mail Stop PCT
COMMISSIONER FOR PATENTS
P. O. Box 1450
Alexandria, VA 22313-1450**

Certificate of Express Mailing

I hereby certify that this correspondence is being deposited on the date shown below with the United States Postal Service as Express Mail - Label No. EV759159136US - "Express Mail Post Office to Addressee" in an envelope with sufficient postage addressed to: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Joan R Barres

(type or print name of person signing paper)

Joan R Barres

(signature of person mailing paper)

6-29-2006

(date)

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
FILED CONTEMPORANEOUSLY WITH THE APPLICATION**

(37 C.F.R. §1.97(b)(1))

Pursuant to 37 CFR §1.97 encouraging the filing of an Information Disclosure Statement, Applicants submit this paper in compliance with their duty of disclosure as set forth in 37 C.F.R. §1.56.

Applicants wish to introduce art having some relevance to the present application, which has been listed on attached Form PTO/SB/08A/B. This form includes two (2) United States patent documents, three (3) foreign patent documents and one (1) literature item. No representation is made that a specific search has been made by Applicants, that the information is material to the claimed subject matter, or that the information represents the only or the best information.

Applicants do not admit that any of the information provided is necessarily prior to their invention, but rather it is information of which Applicants are aware and believe should be provided to the Office in fulfillment of the duty of disclosure. Any question that may arise

10/584869

APP20 Rec'd PCT/US 29 JUN 2006

regarding the priority of a specific document shall be resolved during prosecution.

The information provided is in the English language, except for DE 101 29 151 A1, for which the counterpart U.S. patent application publication is enclosed. The referenced art is being cited for the express purpose of providing the Patent and Trademark Office with the opportunity to make an evaluation and to arrive at an independent assessment of materiality of each document, if any, to the examination of this application.

It is noted that the Office has waived the requirement under 37 CFR 1.98 (a)(2)(i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication for all U.S. national patent applications filed after June 30, 2003 and for all international applications that have entered the national stage under 35 USC § 371 after June 30, 2003. 1273 TMOG 55 (August 5, 2003). Applicants have not included a copy of the U.S. patent that was cited on Form PTO/SB/08A.

Applicants respectfully request that the information cited be made of record in the subject case.

**IDENTIFICATION OF TIME OF FILING THE INFORMATION
DISCLOSURE STATEMENT**

The Information Disclosure Statement submitted herewith is being filed contemporaneously with the filing of the present application. No certification or fee is due with this filing of the Information Disclosure Statement. 37 C.F.R. §1.97(b)(1).

Respectfully submitted,



Joseph G. Curatolo, Esq. (Reg. No. 28,837)
Curatolo Sidoti Co., LPA
24500 Center Ridge Road, Suite 280
Cleveland, Ohio 44145
Telephone: 440.808.0011
Facsimile: 440.808.0657
Customer No. 23575
Attorney for Applicants

6-29-2006

Date